

## Message Text

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14

ORIGIN EB-07

INFO OCT-01 EUR-12 EA-07 ISO-00 JUSE-00 CIAE-00 COME-00

DODE-00 DOTE-00 FMC-01 INR-07 NSAE-00 SAL-01 CG-00

DLOS-06 OES-06 L-03 FTC-01 AID-05 CEA-01 FRB-03 IO-13

NEA-10 USIA-06 OPIC-03 SP-02 TRSE-00 CIEP-01 LAB-04

SIL-01 AGRE-00 OMB-01 /102 R

DRAFTED BY EB/TCA/MA:CTAYLOR, JR.:EW

APPROVED BY EB/TCA/MA:RKBANK

EB/IFD/BF:TSCHELENKER

EUR/NE:JSHUMATE

EUR/WE:EBEIGEL

EUR/CE:RCASAGRANDE

EUR/RPE:PLAASE

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R 160140Z OCT 76

FM SECSTATE WASHDC

TO AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY BRUSSELS

AMEMBASSY PARIS

AMEMBASSY STOCKHOLM

AMEMBASSY THE HAGUE

AMCONSUL HAMBURG

USMISSION OECD PARIS

INFO AMEMBASSY COPENHAGEN

AMEMBASSY OSLO

AMEMBASSY TOKYO

AMEMBASSY ATHENS

AMEMBASSY ROME

USMISSION EC BRUSSELS

AMEMBASSY ANKARA

AMEMBASSY BERN

AMEMBASSY CANBERRA

AMEMBASSY DUBLIN

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AMEMBASSY HELSINKI

AMEMBASSY LISBON  
AMEMBASSY LUXEMBOURG  
AMEMBASSY MADRID  
AMEMBASSY OTTAWA  
AMEMBASSY REYKJAVIK  
AMEMBASSY VIENNA  
AMEMBASSY WELLINGTON

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E.O. 11652:N/A

TAGS:EWWT

SUBJECT: EUROPEAN PROTESTS AGAINST JUSTICE DEPARTMENT  
INVESTIGATION OF OCEAN CARRIERS

REF: BONN 17040

1. SENIOR REPRESENTATIVES OF BRITISH, BELGIAN, FRENCH, FRG, NETHERLANDS AND SWEDISH EMBASSIES CALLED AT DEPARTMENT ON OCTOBER 14 TO MAKE VERBAL PROTESTS AND SUBMIT DIPLOMATIC NOTES CONCERNING JUSTICE DEPARTMENT INVESTIGATION OF OCEAN CARRIERS. GIST OF WRITTEN AND VERBAL PROTESTS WAS THAT: A) IT IS NOT CLEAR IN WHAT RESPECT PARTIES ARE ACCUSED OF VIOLATING ANTITRUST LAWS; B) IMPLICIT ASSERTION OF USG'S RIGHT TO REGULATE INTERNATIONAL SHIPPING IS UNACCEPTABLE; C) INVESTIGATION HAS SERIOUS IMPLICATIONS FOR CONFERENCE SYSTEM; AND D) INVESTIGATION COULD PREJUDICE GOOD RELATIONS IN SHIPPING FIELD BETWEEN US AND GOVERNMENTS REPRESENTED.

2. ACTING AS SPOKESMAN FOR GROUP, BRITISH REPRESENTATIVE DESCRIBED REQUIREMENT TO PRODUCE DOCUMENTS LOCATED OUTSIDE U.S. AS INFRINGEMENT ON OTHER COUNTRIES' JURISDICTION. EMBASSY REPRESENTATIVES ASKED IMMEDIATE CONSULTATIONS WITH U.S. AUTHORITIES. BRITISH REPRESENTATIVE ALSO

NOTED THAT HMG ENVISAGES CALLING FOR EARLY DISCUSSIONS OF LIMITED OFFICIAL USE

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THE INVESTIGATION WITHIN THE OECD.

3. DEPUTY ASSISTANT SECRETARY BILLER IN RESPONSE ASSURED EMBASSY REPRESENTATIVES THAT INVESTIGATION NOT MEANT AS ATTACK ON CONFERENCE SYSTEM OR MARITIME REGULATORY SYSTEM AND NOTED THAT JUSTICE DEPARTMENT IS NOT SINGLING OUT OCEAN SHIPPING; THIS INVESTIGATION IS ONE OF A NUMBER OF DOJ PROBES INTO THE ACTIVITIES OF MULTINATIONAL CORPORA-

TIONS. BILLER PROMISED TO TRY TO ARRANGE PROMPT CONSULTATIONS SO THAT A CONFRONTATION CAN BE AVOIDED.

4. AT MEETING WITH DEPARTMENT OFFICERS ON OCTOBER 15, JUSTICE OFFICERS SAID THEY WOULD BE GLAD TO SET UP CONSULTATIONS EARLY IN THE WEEK OF OCTOBER 18 OR ANY TIME THEREAFTER. BECAUSE OF NUMBERS WHICH WOULD BE INVOLVED IN GROUP MEETING, JUSTICE SUGGESTED BILATERAL CONSULTATIONS WITH REPRESENTATIVES OF COUNTRIES INVOLVED. DEPARTMENT HAS INFORMED EMBASSIES CONCERNED AND IS AWAITING THEIR REACTIONS.

5. ADDRESSEE POSTS ARE REQUESTED TO INFORM INTERESTED HOST GOVERNMENT AGENCIES OF SUBSTANCE OF PARA. 4. HABIB

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MARINE TRANSPORTATION, ANTITRUST, DIPLOMATIC PROTESTS, INVESTIGATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 16 OCT 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** KelleyW0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE256884  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** CTAYLOR, JR.:EW  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760389-0911  
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**Handling Restrictions:** n/a  
**Image Path:**  
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**Office:** ORIGIN EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 3  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 BONN 17040  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** KelleyW0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 06 APR 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <06 APR 2004 by CollinP0>; APPROVED <29 JUL 2004 by KelleyW0>  
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EO Systematic Review  
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**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** EUROPEAN PROTESTS AGAINST JUSTICE DEPARTMENT INVESTIGATION OF OCEAN CARRIERS  
**TAGS:** EWWT, XH  
**To:** BONN LONDON BRUSSELS MULTIPLE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006